

**IN THE UNITED STATES DISTRICT COURT FOR  
THE SOUTHERN DISTRICT OF WEST VIRGINIA**

**HUNTINGTON DIVISION**

ANDREW STEWART,  
ASHLEY STEWART,  
DINNER'S READY, INC.,  
a West Virginia corporation, d/b/a  
Bridge Cafe & Bistro,

Plaintiffs,

v.

CIVIL ACTION NO. 3:20-0611

JAMES C. JUSTICE, II,  
in his official capacity as Governor of West Virginia,  
RICK SNAMAN, an individual,

Defendants.

**ORDER AND NOTICE**

Pursuant to LR Civ P 16.1, it is **ORDERED** that the following dates are hereby fixed as the times by or on which certain events must occur:

- |          |  |
|----------|--|
| 12/28/20 | Motions under FR Civ P 12(b), together with supporting briefs, memoranda, affidavits, or other such matter in support thereof. (All motions unsupported by memoranda will be denied without prejudice pursuant to LR Civ P 7.1(a).)  |
| 01/11/21 | Last day for Rule 26(f) meeting.   |
| 01/19/21 | Last day to file report of Rule 26(f) meeting C See Scheduling Order Worksheet, available on the Court's website and at LR Civ P 16.1.   |
| 02/01/21 | Scheduling/ status conference with the Court and lead counsel at <b>11:30 a.m.</b> , unless otherwise directed. Be prepared to discuss the following: <ul style="list-style-type: none"><li>(a) the discovery to be completed and the amount of time necessary for its completion;</li><li>(b) the further formulation and simplification of issues, including possible elimination of claims or defenses;</li></ul> |

- (c) the possibility of entering into stipulations regarding issues for trial;
- (d) the possibility of obtaining admissions regarding facts and documents; and
- (e) other matters that will assist the parties in reaching a final resolution of this matter.

02/08/21 Entry of scheduling order.

02/16/21 Last day to make FR Civ P 26(a)(1) disclosures.


### **NOTICE**

The provision of FR Civ P 14 and 15 with respect to the time in which to file third-party claims and to amend pleadings without leave of court are not affected by this Order and Notice.

Pursuant to LR Civ P 16.1 and 73.1, the parties are informed of their opportunity to consent to the exercise by a magistrate judge of civil jurisdiction over the case, including entry of judgment, as authorized by 28 U.S.C. § 636. The parties may consent by filing a Consent to Jurisdiction by a United States Magistrate Judge (FR Civ P Form 34), or by so indicating on the Report of Parties' Planning Meeting and Scheduling Order Worksheet, all of which are available on the Court's website.

The Court **DIRECTS** the Clerk to send a copy of this Order and Notice to counsel of record and any unrepresented parties.

ENTER: December 8, 2020

  
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ROBERT C. CHAMBERS  
UNITED STATES DISTRICT JUDGE